

**Stevens, Bill**

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**From:** Richard.Busche@kimley-horn.com  
**Sent:** Friday, December 11, 2009 8:40 AM  
**To:** Stevens, Bill; Kuhl, Gary  
**Subject:** Morse Ph 1, 1A and 2

Bill:

The contractor was aware that the striping was incorrect right after installation. You and I met with Brad McNeill on 11/25 and discussed the situation. At that time Brad was approved to remove a small portion with grinding to see if it would be an acceptable remedy, but agreed that milling may be needed. That grinding was done on 11/30 and the contractor was notified on 12/1 that it was not acceptable and that milling would be required. On 12/2 the contractor ground off the rest of the striping anyway and on that same day KHA issued a formal work change directive stating that the grinding was unacceptable and that the milling repair, and all other components of the job, still needed to be completed by 12/15. KHA was notified yesterday (12/10) that the contractor intended to request another time extension.

In summary, it is our opinion that the contractor had ample time to correct the striping deficiencies. They were in agreement as early as 11/25 that milling would be required, and they were notified in writing two weeks ahead of the 12/15 deadline. We would not object to the County granting an extension if it is their desire to do so, but as the Engineer we do not endorse a time extension. The deficiency was caused by the contractor, and ample time existed to correct the situation before the project completion deadline.

**KIMLEY-HORN AND ASSOCIATES, INC.**  
**Richard V. Busche, P.E.**  
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12/14/2009

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**From:** Stevens, Bill [mailto:Bill.Stevens@sumtercountyfl.gov]

**Sent:** Friday, December 11, 2009 6:57 AM

**To:** Kuhl, Gary; Busche, Richard

**Subject:** RE: Morse Ph 1, 1A and 2

Do we agree with the extension? Problem caused by sub-contractor, ample time existed to correct. Suggest we have a conference call to establish our position.

William F. "Bill" Stevens, Jr., P.E.

Public Works Department

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**From:** Kuhl, Gary

**Sent:** Thursday, December 10, 2009 2:52 PM

**To:** 'Richard.Busche@kimley-horn.com'; Stevens, Bill; 'bmcneill@cwrcontracting.com'

**Cc:** 'soneal@cwrcontracting.com'

**Subject:** Re: Morse Ph 1, 1A and 2

Just to be clear, I have absolutely no indication yet from Mr. Arnold that he is authorized to sign-off on this request---will let you know as soon as I hear. I have made the request in writing to Mr. Arnold but will definitely need CW Robert's written request ASAP. Thanks.

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**From:** Richard.Busche@kimley-horn.com <Richard.Busche@kimley-horn.com>

**To:** Stevens, Bill; bmcneill@cwrcontracting.com <bmcneill@cwrcontracting.com>

**Cc:** Kuhl, Gary; soneal@cwrcontracting.com <soneal@cwrcontracting.com>

**Sent:** Thu Dec 10 14:40:30 2009

**Subject:** Morse Ph 1, 1A and 2

Brad:

I spoke with Sumter County today about our conversation this morning regarding your intention to request a 2<sup>nd</sup> time extension. The BOCC does not meet again until after the 15<sup>th</sup>. Beyond that date you are at risk for damages pursuant to the contract. However, I am advised there is a possibility that the County Administrator may grant one last extension provided that the request is received no later than tomorrow morning. The request should be on the contract form with explanation and backup as to why it should be granted.

Also per our conversation I have passed on to the County

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that all other components of the job will still be finished on the 15<sup>th</sup>, with the exception of final thermo in the areas that you will be milling.

Please give me a call if you have any questions.

**KIMLEY-HORN AND ASSOCIATES, INC.**  
**Richard V. Busche, P.E.**

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**From:** Stevens, Bill [mailto:Bill.Stevens@sumtercountyfl.gov]  
**Sent:** Thursday, December 10, 2009 6:58 AM  
**To:** Busche, Richard; bmcneill@cwrcontracting.com  
**Cc:** Kuhl, Gary; soneal@cwrcontracting.com  
**Subject:** Morse Ph 1, 1A and 2

Rick thank you for the update regarding this concern!

Brad and Rick

Reference KHA's emails regarding the outstanding punch list items. Can we assume CW Roberts will complete all the items by the new date? My drive through Tuesday night did not show any positive efforts to correct and the time extension granted by the BOCC is rapidly approaching. **Need to hear back ASAP!**

William F. "Bill" Stevens Jr., P.E.  
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12/14/2009